

**ENTERED**

October 18, 2021

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

JOSE ANGEL MARTINEZ,

Plaintiff,

VS.

FAMILY DOLLAR STORES OF TEXAS, LLC,

Defendant.

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CIVIL ACTION NO. 1:20-CV-127

**ORDER**

Plaintiff Jose Angel Martinez filed a complaint in Texas state court asserting a claim of premises liability against Defendant Family Dollar of Texas, LLC. (Doc. 1–2) Family Dollar removed the matter to this Court based on diversity jurisdiction. (Doc 1) Target moved for summary judgment; Martinez did not file a response. (Motion, Doc. 18)

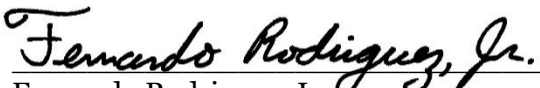
In September 2021, the Magistrate Judge issued a Report and Recommendation (Doc. 22) recommending that Family Dollar’s Motion be granted. No party filed objections. The Court finds no plain error in the Report and Recommendation.

The Court **ADOPTS** the Report and Recommendation (Doc. 22). As a result, it is:

**ORDERED** that Defendant Family Dollar of Texas, LLC’s Motion for Summary Judgment (Doc. 18) is **GRANTED**.

The Court will separately issue a Final Judgment.

Signed on October 18, 2021.

  
Fernando Rodriguez, Jr.  
United States District Judge